

## Message Text

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ORIGIN L-03

INFO OCT-01 EUR-12 ISO-00 PM-04 NSC-05 SP-02 SS-15 CIAE-00

DODE-00 INR-07 NSAE-00 PA-01 USIA-06 PRS-01 EB-07

COME-00 TRSE-00 H-02 /066 R

DRAFTED BY L/EUR:JWWILLIS:NMC

APPROVED BY L:MLEIGH

EUR/SE - MR. LEDSKY

L/EUR - MR. RUSSELL

EUR - MR. HARTMAN

NSC - MR. CLIFT

S/S - MR. ORTIZ

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R 220053Z APR 76

FM SECSTATE WASHDC

TO AMEMBASSY ANKARA

C O N F I D E N T I A L STATE 097276

E.O. 11652: GDS

TAGS:THGA, ETRD, EAID, MILI, PFOR, TU, US

SUBJECT: LOCKHEED INVESTIGATION: PROPOSED REPLY TO TURKISH  
PARLIAMENTARY COMMITTEE LETTER TO THE PRESIDENT

REFS: (A) ANKARA 2963: (B) STATE 091904

1. THE FOLLOWING IS THE TEXT OF A PROPOSED LETTER FROM  
DEPARTMENT LEGAL ADVISER, MONROE LEIGH, TO ALPASLAN.  
BEGIN TEXT: DEAR MR. ALPASLAN: YOUR LETTER TO PRESIDENT  
FORD INFORMING HIM OF THE ESTABLISHMENT OF A PARLIAMENTARY  
COMMITTEE TO INVESTIGATE ALLEGATIONS OF ILLICIT TRANS-  
ACTIONS OF LOCKHELD INVOLVING TURKEY AND ASKING THAT HE  
INSTRUCT UNITED STATES AUTHORITIES TO COOPERATE WITH YOUR  
COMMITTEE HAS BEEN REFERRED TO ME FOR REPLY.

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AS YOU MAY KNOW, THE POLICY OF THE UNITED STATES GOVERNMENT

IN RESPONDING TO REQUESTS OF FOREIGN GOVERNMENTS FOR INFORMATION INVOLVING THEIR OFFICIALS IN THE ALLEGED ILLICIT TRANSACTIONS OF LOCKHEED IS TO ESTABLISH A FRAMEWORK BETWEEN OUR DEPARTMENT OF JUSTICE AND THE FOREIGN MINISTRY OF JUSTICE AS THE RESPECTIVE LAW ENFORCEMENT AGENCIES FOR THE RECIPROCAL EXCHANGE OF SUCH INFORMATION. THIS

MECHANISM FOR THE TRANSMISSION OF ALL SUCH MATERIAL IS REQUISITE FOR PROTECTING THE INTEGRITY OF ONGOING UNITED STATES INVESTIGATIONS AND THE RIGHTS OF INDIVIDUALS.

PURSUANT TO A REQUEST FROM THE TURKISH MINISTRY OF FOREIGN AFFAIRS, OUR DEPARTMENT OF JUSTICE IS CURRENTLY NEGOTIATING AN AGREEMENT WITH YOUR MINISTRY OF JUSTICE TO PROVIDE FOR THE EXCHANGE OF THE REQUESTED MATERIALS. I TRUST THAT THIS DRAFT AGREEMENT, WHICH WOULD KEEP THE EXCHANGE OF DOCUMENTS IN LAW ENFORCEMENT CHANNELS AND WHICH IS CONSISTENT WITH THE AGREEMENTS RECENTLY CONCLUDED FOR THIS PURPOSE WITH OTHER COUNTRIES, WILL SERVE YOUR GOVERNMENT'S NEED FOR CLARIFICATION OF THE ALLEGATIONS INVOLVING TURKEY. SINCERELY, MONROE LEIGH  
END OF TEXT.

2. EMBASSY REQUESTED TO DEFER TRANSMITTAL TO MR. ALPASLAN UNTIL NOTIFIED BY DEPARTMENT. FYI: AS EXPLAINED IN PARA 3 OF REFTEL B, THE DRAFT AGREEMENT CONTAINS A PROVISION ENVISAGING PARLIAMENTARY INVESTIGATION. JUSTICE DEPARTMENT NOW INTENDS TO SEEK A TIGHTENING OF THIS PROVISION (LAST SENTENCE OF FIRST PARAGRAPH OF ARTICLE 4 OF TEXT OF DRAFT AGREEMENT SET FORTH IN PARA 4 OF REFTEL (B)) RESTRICTING ITS APPLICATION TO "ANY AGENCY OF THE EXECUTIVE BRANCH." BOTH THE LEGAL ADVISER, MR. LEIGH, AND THE JUSTICE DEPARTMENT ARE CONCERNED OVER THE POSSIBILITY THAT WITH THE GROWING TREND OF PARLIAMENTARY COMMITTEES OF INVESTIGATION, THE LOCKHEED MATERIALS WILL ESCAPE FROM LAW ENFORCEMENT CHANNELS AND THUS JEOPARDIZE THE INTEGRITY OF ONGOING U.S. INVESTIGATIONS AND THE RIGHTS OF INDIVIDUALS.

3. SINCE THE DRAFT AGREEMENT WITH TURKISH MINISTRY OF CONFIDENTIAL

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JUSTICE AS IT NOW STANDS IS IN THIS ONE REGARD INCONSISTENT WITH MR. LEIGH'S PROPOSED LETTER AND THE LATEST POSITION OF JUSTICE, THE LETTER SHOULD NOT BE TRANSMITTED UNTIL THIS INCONSISTENCY IS CORRECTED IN THE DRAFT AGREEMENT. END FYI

KISSINGER

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** BRIBERY, DIPLOMATIC COMMUNICATIONS, INFORMATION CONTROL, INVESTIGATIONS, ALLEGATIONS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 22 APR 1976  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** vogelfj  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1976STATE097276  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** JWWILLIS:NMC  
**Enclosure:** n/a  
**Executive Order:** GS  
**Errors:** N/A  
**Film Number:** D760152-1091  
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**Original Classification:** CONFIDENTIAL  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
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**Page Count:** 3  
**Previous Channel Indicators:** n/a  
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**Previous Handling Restrictions:** n/a  
**Reference:** 76 STATE 91904  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** vogelfj  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 24 JUN 2004  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <24 JUN 2004 by ifshinsr>; APPROVED <22 OCT 2004 by vogelfj>  
**Review Markings:**

Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
04 MAY 2006

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** LOCKHEED INVESTIGATION: PROPOSED REPLY TO TURKISH PARLIAMENTARY COMMITTEE LETTER TO THE PRESIDENT  
**TAGS:** ETRD, EAID, MILI, PFOR, TU, US, LOCKHEED  
**To:** ANKARA  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006